

NOT TO BE PUBLISHED IN OFFICIAL REPORTS

California Rules of Court, rule 977(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 977(b). This opinion has not been certified for publication or ordered published for purposes of rule 977.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,

v.

BRUCE ALAN MADISON,

Defendant and Appellant.

E035286

(Super.Ct.No. FVA017024)

OPINION

APPEAL from the Superior Court of San Bernardino County. Douglas M. Elwell, Judge. Affirmed.

Maureen J. Shanahan, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

Bruce Alan Madison (defendant) pled nolo contendere to selling heroin. (Health & Saf. Code, § 11352, subd. (a).) As part of his plea bargain, he waived his right to appeal. He was sentenced to the agreed-to term of five years in prison. His request for a certificate of probable cause, which was granted by the trial court, was limited to the

*Marsden*¹ motions mentioned in his propria persona notice of appeal filed February 2, 2004. However, no such motions are referenced in that notice. Two *Marsden* motions were heard by the trial court, but both were granted. The record before us contains no other *Marsden* motion hearings.

Defendant appealed and upon his request, this court appointed counsel to represent him. Counsel has filed a brief under the authority of *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738 [87 S.Ct. 1396, 18 L.Ed.2d 493], setting forth a statement of the case, a summary of the facts, and requesting this court to undertake a review of the entire record.

Defendant filed a 21-page personal supplemental brief, which we have reviewed and considered.

We have now concluded our independent review of the record and find no arguable issues.

The judgment is affirmed.

NOT TO BE PUBLISHED IN OFFICIAL RECORDS

RAMIREZ

P. J.

We concur:

HOLLENHORST

J.

RICHLI

J.

¹ *People v. Marsden* (1970) 2 Cal.3d 118.